

WEDNESDAY, APRIL 7, 1993

THIRTIETH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Brother James E. Victor, Mt. Olive Baptist Church, Clarksville, Tennessee.

Representative Knight led the House in the Pledge of Allegiance to the Flag.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Jackson; illness.

ROLL CALL

The roll call was taken with the following results:

Present 95

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Grain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

PRESENT IN CHAMBER

Representative(s) Herron was/were recorded as being present in the Chamber.

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REPORT OF COMMITTEE ON CALENDAR AND RULES
April 6, 1993

The Calendar and Rules Committee has met and set the following bill(s) on the Regular Calendar for Thursday, April 8, 1993: House Bill(s) No(s). 959, 680, 681, 880, 955, 23, 1083, 261, 1280, 1219, 17, 299 and 941; House Resolution(s) No(s). 4; also, House Bill(s) No(s). 847 and 430.

The Committee set the following bills on the Regular Calendar for Monday, April 12, 1993: House Bill(s) No(s). 1069.

The Committee set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, April 12, 1993: House Bill(s) No(s). 1271, 748 and 392.

The Committee set the following bill(s) and/or resolution(s) on the Regular Calendar for Wednesday, April 14, 1993: House Bill(s) No(s). 1261.

The Committee set the following bill(s) and/or resolution(s) on the Regular Calendar for Thursday, April 22, 1993: House Bill(s) No(s). 948.

The Committee transferred House Bill No. 466 to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on Tuesday, April 6, 1993, reported the following:

AGRICULTURE

The Agriculture Committee recommended for passage: House Bill(s) No(s). 1429. Under the rules, each was transmitted to the Calendar and Rules Committee.

COMMERCE

The Commerce Committee recommended for passage: House Bill(s) No(s). 560; House Bill(s) No(s). 1218, 1226, 426 and 1584 with amendment(s); also, for adoption: House Joint Resolution(s) No(s). 148. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1319 with amendment(s). Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

CONSUMER AND EMPLOYEE AFFAIRS

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 308, 1081 and 50 with amendment(s). Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1554; also, House Bill(s) No(s). 1428 with amendment(s). Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

EDUCATION

The Education Committee recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1314; House Bill(s) No(s). 990, 1128 and 1373 with amendment(s). Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 1542, 453, 56, 398, 671 and 678; also, House Bill(s) No(s). 354 with amendment(s). Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

The Government Operations Committee recommended for passage: Senate Bill(s) No(s). 101; also, House Bill(s) No(s). 340 and 696 with amendment(s). Under the rules, each was transmitted to the Calendar and Rules Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 471, 583, 272 and 800; House Bill(s) No(s). 20, 415, 581, 1245, 1362, 1494 and 257 with amendment(s); for adoption: House Joint Resolution(s) No(s). 20; also, for concurrence: Senate Joint Resolution(s) No(s). 53. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 635; also, House Bill(s) No(s). 290, 1499 and 953 with amendment(s). Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

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TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 541 and 1131 with amendment(s). Under the rules, each was transmitted to the Calendar and Rules Committee.

REPORT OF CHIEF ENROSSING CLERK

April 6, 1993

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 114, 151, 497, 574, 733, 1066, 1160, 1606, 1610, 1613, 1614, 1615, 1616, 1617 and 1621; also, House Joint Resolution(s) No(s). 132 and 141.

BETTY KAY FRANCIS, Chief Enrossing Clerk.

ENROLLED BILLS

April 6, 1993

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 404, 523, 542, 647, 771, 791, 1435 and 1601; also, House Joint Resolution(s) No(s). 167.

BETTY KAY FRANCIS, Chief Enrossing Clerk.

SIGNED

April 6, 1993

The Speaker announced that he had signed the following: House Bill(s) No(s). 404, 523, 542, 647, 771, 791, 1435 and 1601; also, House Joint Resolution(s) No(s). 167.

BETTY KAY FRANCIS, Chief Enrossing Clerk.

SIGNED

April 6, 1993

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 5, 59, 160, 561, 680, 684, 794, 930, 1219 and 1252; also, Senate Joint Resolution(s) No(s). 45, 46 and 71.

REPORT OF COMMITTEE ON CALENDAR AND RULES

April 7, 1993

The Calendar and Rules Committee has met and set the following bill(s) on the Regular Calendar for Monday, April 12, 1993: House Bill(s) No(s). 393, 1375, 821, 830, 991, 1301, 1114, 1538, 1297, 1299, 482 and 1043.

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The Committee set the following bills on the Regular Calendar for Wednesday, April 14, 1993: House Bill(s) No(s). 592.

The Committee set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, April 12, 1993: House Resolution(s) No(s). 5, 6 and 7; also, House Bill(s) No(s). 528 and 846.

The Committee transferred House Bill No. 1205 to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on Wednesday, April 7, 1993, reported the following:

CONSERVATION AND ENVIRONMENT

The Conservation and Environment Committee recommended for passage: House Bill(s) No(s). 1557. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1500, with amendment(s); also, for concurrence: Senate Joint Resolution(s) No(s). 84, with amendment(s). Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

HEALTH AND HUMAN RESOURCES

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 1163; also, House Bill(s) No(s). 448, 273 and 1167 with amendment(s). Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 1493 and 1138. Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No(s). 1556; also, House Bill(s) No(s). 206 with amendment(s). Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 857 and 1276 with amendment(s). Pursuant to Rule No. 72, each was referred to the Finance, Ways and Means Committee.

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RULES SUSPENDED

Rep. Phelan objected to House Joint Resolution No. 169 on the Consent Calendar today and moved that the rules be suspended for the immediate consideration of the resolution, which motion prevailed.

House Joint Resolution No. 0169 -- Memorials, Personal Achievement -- Jocleta Hamilton, 1993 Ms. Senior Tennessee.

On motion of Rep. Phelan, with the request that all members voting aye be added as co-prime sponsors, the resolution was adopted by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stockburger, Stulce, Thompson, Tindell, Turner (Shelby), Venable, Wailey, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

RECOGNITION

The Speaker recognized Ms. Jocleta Hamilton, Ms. Senior Tennessee, for remarks.

PRESENT IN CHAMBER

Representative(s) Kernell and Pruitt was/were recorded as being present in the Chamber.

RULES SUSPENDED

Rep. Bragg moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 67, which motion prevailed.

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House Joint Resolution No. 0067 -- Memorials, Public Service -- Representative David Copeland. by *Bragg.

On motion of Rep. Bragg, with the request that all members voting aye be added as co-prime sponsors, the resolution was adopted by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

RECOGNITION

The Speaker recognized Mr. David Copeland for remarks.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to Rule No. 17, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

House Joint Resolution No. 0168 -- Naming and Designating -- Ramp Festival Day, May 2, 1993. by *Davis Ronnie.

State and Local Government Committee.

House Joint Resolution No. 0170 -- Memorials, Congress -- Urges reopening and continuance of government's investigation into assassination of Dr. Martin Luther King, Jr. by *Jones R, *Turner L, *Kernell, *Miller, *Dixon, *Pruitt.

State and Local Government Committee.

House Joint Resolution No. 0173 -- Highway Signs -- Nashville School of Law. by *Arriola.

Transportation Committee.

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RESOLUTIONS

Pursuant to Rule No. 17, the following resolution(s) was/were introduced and placed on the Consent Calendar for Thursday, April 8, 1993:

House Joint Resolution No. 0171 -- Memorials, Personal Achievement -- 1993 Beaulieu Militaire and Shelby County Chapter of Links, Inc. by *Jones R.

House Joint Resolution No. 0172 -- Memorials, Personal Occasion -- Elder Dallas and Penny Green, 50th wedding anniversary. by *Bragg.

House Joint Resolution No. 0174 -- Memorials, Death -- Clifton Blackwelder Rigsby, Sr. by *Purcell, *Naifeh, *Ridgeway, *Rinks.

House Joint Resolution No. 0175 -- Memorials, Professional Achievement -- Leonard I. Compton, President, Tennessee Board of Pharmacy. by *Byrd.

House Joint Resolution No. 0176 -- Memorials, Public Service -- Chief Robert H. Paudert. by *Byrd.

House Joint Resolution No. 0177 -- Memorials, Congratulations -- Bolton High School Show Choir. by *Byrd.

House Joint Resolution No. 0178 -- Memorials, Sports -- Bolton High School boys' basketball team. by *Byrd.

House Joint Resolution No. 0179 -- Memorials, Sports -- Bartlett High School football team. by *Byrd.

House Joint Resolution No. 0180 -- Memorials, Professional Achievement -- Officer Ken Roach, Memphis Police Department. by *Byrd.

House Joint Resolution No. 0181 -- Memorials, Public Service -- Mike Collins. by *Byrd.

House Joint Resolution No. 0182 -- Memorials, Recognition and Thanks -- Danny L. O'Connor, Memphis Police Department. by *Byrd.

House Joint Resolution No. 0186 -- Memorials, Public Service -- Bart Woolum, Morgan County Election Commission. by *Windle.

House Joint Resolution No. 0190 -- Memorials, Recognition and Thanks -- City of Smyrna and Rutherford County Battle of Murfreesboro Reenactment. by *Liles, *Bragg, *Mires.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to Rule No. 17, the resolution(s) listed was/were noted

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as being placed on the Consent Calendar for Thursday, April 8, 1993:

Senate Joint Resolution No. 0155 -- Memorials, Public Service -- Union Planters National Bank, Employee volunteer program IMPACT.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 0088 -- Naming and Designating -- "Thomas C. Clark Administration Building," Camp Clement.**

Education Committee.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1639 -- Lincoln County -- Provides for issuance and sets fees for building permits. Amends Chapter 41, Private Acts of 1963, as amended. by *Phillips, *Fowlkes.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 0155 -- Education -- Restricts use of funds for retirement of principal and interest on school bonds where funds have not been previously apportioned to LEAs. Amends TCA, Title 49, Ch. 3, Pt. 10. (HB 0955).**

***Senate Bill No. 0281 -- Administrative Procedure -- Revises effective date of rules and regulation promulgated pursuant to UAPA. Amends TCA, Title 4, Ch. 5, Pt. 2. (HB 0696).**

***Senate Bill No. 0445 -- Gambling -- Requires court to order destruction of forfeited gambling devices unless district attorney general petitions for and court grants alternate disposition for each device. Amends TCA 39-17-505. (HB 0300).**

***Senate Bill No. 0659 -- Real Property -- Revises procedure of updating real property values in the third year of review cycle in certain circumstances. Amends TCA, Title 67, Ch. 5. (HB 1165).**

***Senate Bill No. 0700 -- Medical Occupations -- Requires board of medical examiners to certify as a physician assistant an individual licensed in another state who has practiced for ten consecutive years in that state prior to seeking certification in**

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Tennessee. Amends TCA 63-19-105. (HB 0847).

***Senate Bill No. 0745** -- District Attorneys -- Adds additional secretarial position in eighth judicial district, effective July 1, 1993. Amends TCA 16-2-506. (HB 0931).

***Senate Bill No. 0828** -- Sentencing -- Requires that any inmate convicted of escape be excluded from consideration for early release under Emergency Powers Act. Amends TCA 41-1-504. (HB 1219).

***Senate Bill No. 0845** -- Day Care -- Requires certain family day homes, group day homes and day care centers to advise parents of five year olds that attendance at such will not comply with mandatory kindergarten prerequisite for enrollment in first grade. Amends TCA 49-6-201; Title 71, Ch. 3, Pt. 5. (HB 0626).

***Senate Bill No. 1205** -- Codes -- Adopts American National Standard Electrical Safety Code edition dated July 10, 1992, instead of present edition dated August 1, 1989. Amends TCA 68-101-104. (HB 0951).

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1633 -- School Districts, Special -- Held on Clerk's desk pending approval by local delegation.

House Bill No. 1634 -- School Districts, Special -- Held on Clerk's desk pending approval by local delegation.

House Bill No. 1635 -- Dresden -- Held on Clerk's desk pending approval by local delegation.

House Bill No. 1636 -- Dresden -- Held on Clerk's desk pending approval by local delegation.

House Bill No. 1637 -- Dresden -- Held on Clerk's desk pending approval by local delegation.

House Bill No. 1638 -- Lafayette -- Held on Clerk's desk pending approval by local delegation.

CONSENT CALENDAR

House Joint Resolution No. 0163 -- Memorials, Personal Achievement -- Mary Grace Morris, 1993 Hostess Princess.

House Joint Resolution No. 0164 -- Memorials, Sports -- Corrie Johnson, star Hardin County High School hoopster.

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House Joint Resolution No. 0165 -- Memorials, Sports -- Franklin High School girls' soccer team, state champions.

House Joint Resolution No. 0166 -- Memorials, Professional Achievement -- Willie Lee Cheers, Chaplain of the Year.

Senate Joint Resolution No. 0109 -- Memorials, Death -- George Rooker.

Senate Joint Resolution No. 0121 -- Memorials, Public Service -- Nelson Andrews, Chairman of State of Board of Education.

Senate Joint Resolution No. 0122 -- Memorials, Sports -- Belmont University men's basketball team.

Senate Joint Resolution No. 0123 -- Memorials, Death -- Alice M. Armstrong.

Senate Joint Resolution No. 0124 -- Memorials, Academic Achievement -- Russell Pigg, Salutatorian.

Senate Joint Resolution No. 0126 -- Memorials, Personal Achievement -- Carrie Winningham, 1st Runner-up, Tennessee Fairest of the Fair.

Senate Joint Resolution No. 0128 -- Memorials, Death -- Metro Trustee Bill Garrett.

Senate Joint Resolution No. 0131 -- Memorials, Sports -- Bradford High School girls' basketball team, TSSAA Class A state champions.

Senate Joint Resolution No. 0133 -- Memorials, Sports -- Jason Burleson.

Senate Joint Resolution No. 0148 -- Memorials, Personal Achievement -- Misty Manners, Voice of Democracy essay winner.

Senate Joint Resolution No. 0149 -- Memorials, Sports -- Memphis State University men's basketball team.

Senate Joint Resolution No. 0151 -- Death -- J.P. "Pat" Roddy, Jr.

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

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Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 0698 -- Fire Prevention and Investigation -- Transfers arson investigators from department of commerce and insurance to TBI; establishes arson investigation division. Amends TCA, Title 38, Ch. 6; Title 68, Ch. 102.

Further consideration of House Bill No. 698, previously considered on March 8 and 24, 1993, at which time Amendment No. 1 was moved to the heel of the Amendments; a motion was made to adopt Amendment No. 2; and the bill was reset to the Calendar for April 7, 1993.

Rep. Rhinehart moved that House Bill No. 698 be reset two weeks to the Calendar for Wednesday, April 21, 1993, which motion prevailed.

***House Bill No. 0031 -- Personnel, Dept. of --** Directs department of personnel, office of legislative administration and supreme court to establish policies and training for the prevention of sexual harassment. Amends TCA, Title 3, Ch. 13; Title 4, Ch. 3, Pt. 17; Title 4, Ch. 21; Title 16, Ch. 3, Pt. 5.

Rep. Chumney moved that House Bill No. 31 be reset two weeks to the Calendar for Wednesday, April 21, 1993, which motion prevailed.

House Bill No. 0472 -- Employees, Employers -- Authorizes local boards of education, religious, charitable, scientific or educational institutions and child welfare agencies to request teachers and persons applying to work with children to agree to criminal history records' check or supply fingerprint sample for TBI. Amends TCA, Title 37, Ch. 1, Pt. 4; Title 38, Ch. 6, Pt. 1; Title 49, Ch. 5; Title 71, Ch. 3, Pt. 5.

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Rep. Williams (Williamson) moved that House Bill No. 472 be passed on third and final consideration.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 1, seconded by Rep. Williams (Williamson), as follows:

Amendment No. 1

Amend House Bill No. 472 by deleting in its entirety all the language following the enacting clause and by substituting instead the following language:

Section 1. Tennessee Code Annotated, Section 56-6-149, is amended by adding the following language as a new, appropriately designated subsection:

() Notwithstanding the provisions of any law to the contrary, a duly licensed property or casualty agent may charge a fee to the insured in addition to the premium properly charged for a policy or contract according to the insurer's rate and rule filings with the department, provided that each such fee is separately disclosed on the invoice or billing statement mailed or delivered to the insured. However, such a fee may be charged only in regard to commercial and business lines of insurance, and shall not be charged in regard to individual or personal lines of insurance. On or before January 1, 1994, the department shall promulgate, in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5, rules and regulations to implement the provisions of this act in a uniform and equitable manner.

Section 2. Tennessee Code Annotated, Title 56, Chapter 1, is amended by adding the following language as a new, appropriately designated section:

Section _____. Notwithstanding the provisions of §50-6-405(b)(2), if an employer elects to proceed under §50-6-405(a)(2) for the payment of all claims for workers' compensation that may arise against such employer and guarantee the payment of the same, in lieu of providing the evidence of the employer's financial ability to pay all such claims as required by §50-6-405(b)(2), the commissioner of commerce and insurance shall require the applicant to file a copy of such employer's franchise and excise tax receipts with the department of commerce and insurance as evidence of the employer's financial ability to pay all claims that may arise against the employer.

Section 3. This act shall take effect January 1, 1994, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 472 by deleting from subsection (b) of Section 1 the language "shall at the discretion of the local board of education be paid by the applicant or", and by substituting instead the language "shall be paid by".

AND FURTHER AMEND by deleting from subsection (b) of Section 2, as amended by House Health & Human Resources Committee Amendment NO. 1, the language "shall at the discretion of the institution or organization be paid by the applicant or", and by substituting instead the language "shall be paid by".

AND FURTHER AMEND by deleting from subsection (b) of Section 3 the language "shall at the discretion of the child welfare agency be paid by the applicant or", and by substituting instead the language "shall be paid by".

On motion, Amendment No. 2 was adopted.

Rep. Williams (Williamson) moved that House Bill No. 472, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	88
Noes.	2
Present and not voting.	3

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Joyce, Kent, Kisber, Knight, Lewis, Liles, Love, McDaniel, McKee, Meyer, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 88.

Representatives voting no were: Duer, Turner (Shelby) -- 2.

Representatives present and not voting were: Dixon, Kernell, Miller -- 3.

A motion to reconsider was tabled.

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*House Bill No. 0531 -- Cemeteries -- Enacts "Cemetery Access Road Maintenance Act of 1993". Amends TCA, Title 46.

Rep. Stamps moved that House Bill No. 531 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	83
Noes.	5
Present and not voting.	5

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brown, Buck, Byrd, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Gunnels, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phillips, Pinton, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigby, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Thompson, Tindell, Turner (Hamilton), Venable, West, Whitson, Williams (Shelby), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 83.

Representatives voting no were: Callicott, Head, Phelan, Rinks, Westmoreland -- 5.

Representatives present and not voting were: Brooks, Givens, Haley, Turner (Shelby), Walley -- 5.

A motion to reconsider was tabled.

House Bill No. 1084 -- Taxes, Sales -- Extends 1992 1/2 cent sales tax increase for three years; earmarks revenues for K-12 education. Amends TCA 67-6-202--205, 221.

On motion, House Bill No. 1084 was made to conform with Senate Bill No. 1311; the Senate Bill was substituted for the House Bill.

UNDER THE RULE

The Speaker announced that the House was Under the Rule.

REGULAR CALENDAR, CONTINUED

Rep. Rhinehart moved that Senate Bill No. 1311 be passed on third and final consideration.

On motion, Rep. Bragg withdrew Finance, Ways and Means Committee Amendment No. 1.

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Rep. Turner (Hamilton) moved that Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Boyer moved to adopt Amendment No. 3 as follows:

Amendment No. 3

Amend Senate Bill No. 1311 by deleting the first sentence of the amendatory language of Section 2 and by substituting instead the following:

Notwithstanding any other provision of law to the contrary, the one-half percent (1/2%) increase in the rate of the sales tax from five and one-half percent (5.5%) to six percent (6%) imposed by Chapter 529 of the Public Acts of 1992 in Sections 67-6-202, 67-6-203, 67-6-204, 67-6-205, and 67-6-221, shall remain in effect until June 30, 1998, on which date such increases shall cease to be effective and shall be repealed.

Rep. Purcell moved that Amendment No. 3 be tabled, seconded by Rep. Davis, which motion prevailed by the following vote:

Ayes.	72
Noes.	19
Present and not voting.	4

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bragg, Brooks, Brown, Buck, Byrd, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Ferguson, Fisher, Fowlkes, Givens, Haley, Halteman, Harwell, Hargrove, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, Kisber, Knight, Lewis, Liles, Love, McDaniel, McKee, Miller, Mires, Moore, Napier, Odom, Owenby, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Stulce, Thompson, Turner (Hamilton), Turner (Shelby), Walley, West, Whitson, Williams (Shelby), Williams (Williamson), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 72.

Representatives voting no were: Allen, Bittle, Boyer, Callicott, Chiles, Duer, Gunnels, Hassell, McAfee, Meyer, Peroulas, Draper, Ramsey, Severance, Shirley, Stamps, Stockburger, Tindell, Williams (Union), Wood -- 19.

Representatives present and not voting were: Clark, Joyce, Venable, Westmoreland -- 4.

Rep. Ritchie moved to adopt Amendment No. 4 as follows:

Amendment No. 4

Amend Senate Bill No. 1311 by deleting the following language from Section 2 of the printed bill:

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until changed by the general assembly and by substituting instead the following:

until June 30, 1997, on which date such increase shall cease to be effective; provided, however, the amount of revenue generated by this section during the fiscal year 1996-1997 shall be maintained thereafter and shall be earmarked for education purposes in accordance with Tennessee Code Annotated, Section 67-6-103(c)(2), and shall be funded by transfer of funds from other areas of the state budget or the general fund.

Rep. Bragg moved that Amendment No. 4 be tabled, seconded by Rep. Davis, which motion prevailed by the following vote:

Ayes.	67
Noes.	22
Present and not voting.	8

Representatives voting aye were: Anderson, Arriola, Bell, Bragg, Byrd, Chumney, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McDaniel, McKee, Mires, Moore, Napier, Odom, Owenby, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Stulce, Turner (Hamilton), Turner (Shelby), Walley, West, Whitson, Williams (Shelby), Williams (Williamson), Winningham, Wix, Mr. Speaker Naifeh -- 67.

Representatives voting no were: Allen, Bittle, Boyer, Buck, Callicott, Chiles, Duer, McAfee, Meyer, Miller, Peroulas Draper, Ramsey, Ritchie, Severance, Shirley, Stamps, Stockburger, Thompson, Tindell, Williams (Union), Windle, Wood -- 22.

Representatives present and not voting were: Armstrong, Brooks, Brown, Clark, Coffey, Joyce, Venable, Westmoreland -- 8.

Rep. Whitson moved the previous question, which motion prevailed by the following vote:

Ayes.	68
Noes.	25
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bragg, Brooks, Byrd, Callicott, Chumney, Clark, Cole (Carter), Cole (Dyer), Collier, Cross, Davidson, Davis, Dixon, Ferguson, Fisher, Fowlkes, Givens, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones U (Shelby), Kent, Kisber, Knight, Lewis, Liles, Love, McKee, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt,

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Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Severance, Stulce, Tindell, Turner (Hamilton), Turner (Shelby), West, Westmoreland, Whitson, Williams (Williamson), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 68.

Representatives voting no were: Allen, Bittle, Boyer, Brown, Buck, Chiles, DeBerry, Duer, Gunnels, Jones R (Shelby), Joyce, McAfee, McDaniel, Meyer, Miller, Ramsey, Ritchie, Shirley, Stockburger, Thompson, Venable, Walley, Williams (Shelby), Williams (Union), Wood -- 25.

Representatives present and not voting were: Kernell -- 1.

Rep. Rhinehart moved that Senate Bill No. 1311, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	67
Noes.	30

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Brown, Byrd, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Hargrove, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Kisber, Knight, Lewis, Love, McKee, Miller, Mires, Moore, Napier, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Severance, Stulce, Thompson, Turner (Hamilton), Turner (Shelby), Venable, Walley, Westmoreland, Whitson, Williams (Shelby), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 67.

Representatives voting no were: Allen, Bittle, Boyer, Bragg, Brooks, Buck, Callicott, Chiles, Clark, Duer, Halteman Harwell, Hassell, Joyce, Kent, Kernell, Liles, McAfee, McDaniel, Meyer, Odom, Ramsey, Ritchie, Shirley, Stamps, Stockburger, Tindell, West, Williams (Union), Williams (Williamson), Wood -- 30.

A motion to reconsider was tabled.

***House Bill No. 0381 -- Employees, Employers -- Creates board of employee assistance professionals certification and licensure; requires employee assistance professionals to be licensed. Amends TCA, Title 4, Ch. 29; Title 62.**

Rep. West moved that House Bill No. 381 be reset to the Calendar for Monday, April 12, 1993, which motion prevailed.

***House Bill No. 0285 -- Teachers -- Requires local boards of education to develop and implement plans to recruit, employ and retain African-American teachers; provides that in the future, minority teaching fellowships will be equally divided between males and females. Amends TCA 49-1-302, 49-4-706.**

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On motion, House Bill No. 285 was made to conform with Senate Bill No. 485; the Senate Bill was substituted for the House Bill.

Rep. U. Jones moved that Senate Bill No. 485 be passed on third and final consideration.

On motion, Rep. Davidson withdrew Education Committee Amendment No. 1.

On motion, Rep. Davidson withdrew Education Committee Amendment No. 2.

Rep. U. Jones moved that Senate Bill No. 485 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	86
Noes.	0

Representatives voting aye were: Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Ferguson, Fisher, Fowkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McDaniel, McKee, Miller, Mires, Moore, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stulce, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 86.

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Kisber; death in family.

BILL RETURN REQUESTED

Pursuant to Rule No. 54, Rep. Crain moved that the Clerk request the return of House Bill No. 403 from the Senate, which motion prevailed.

REGULAR CALENDAR, CONTINUED

House Bill No. 0527 -- Chiropractors -- Adds position of vice president to board of chiropractic examiners. Amends TCA, Title 63, Ch. 4.

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On motion, House Bill No. 527 was made to conform with Senate Bill No. 815; the Senate Bill was substituted for the House Bill.

Rep. Stamps moved that Senate Bill No. 815 be passed on third and final consideration.

Rep. Armstrong moved to adopt Amendment No. 1 as follows:

Amendment No. 1

Amend Senate Bill No. 831 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section ____ Tennessee Code Annotated, Title 63, Chapter 4, is amended by adding the following language as a new, appropriately designated section:

Section ____ A chiropractor may order tests and procedures to be performed by a medical laboratory. Notwithstanding any other provision of law to the contrary, the results of such test or procedure shall be reported by the medical laboratory performing the test or procedure directly to the chiropractor who requested it. The report shall include the name of the director and the name and address of the medical laboratory in which the test was actually performed.

Rep. Chiles moved that Amendment No. 1 be tabled, which motion failed by the following vote:

Ayes.	39
Noes.	42
Present and not voting.	6

Representatives voting aye were: Allen, Anderson, Boyer, Byrd, Chiles, Coffey, Cole (Carter), Davidson, Davis, Duer, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Huskey, Joyce, Kent, Liles, McAfee, McDaniel, Meyer, Phelan, Ramsey, Rhinehart, Rigsby, Rinks, Severance, Shirley, Stockburger, Stulce, Venable, Walley, Westmoreland, Williams (Shelby), Williams (Union), Wix, Wood -- 39.

Representatives voting no were: Armstrong, Arriola, Bragg, Brown, Buck, Callicott, Cole (Dyer), Crain, Cross, DeBerry, Dixon, Ferguson, Fisher, Head, Herron, Hillis, Jones R (Shelby), Jones U (Shelby), Kernell, Lewis, Love, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Ridgeway, Ritchie, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), West, Windle, Winningham, Mr. Speaker Naifeh -- 42.

Representatives present and not voting were: Brooks, Fowlkes, Givens, Knight, Whitson, Williams (Williamson) -- 6.

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CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker Pro Tempore.

REGULAR CALENDAR, CONTINUED

Rep. Stamps moved that Senate Bill No. 815 be reset one week to the Calendar for April 14, 1993, which motion prevailed.

House Bill No. 1507 -- Education, Higher -- Authorizes 25 percent reduction in tuition at any state operated area technical vocational school or institution of higher learning for children whose parent is retired state employee. Amends TCA 8-50-115.

Rep. Tindell moved that House Bill No. 1507 be reset one week to the Calendar for Wednesday, April 14, 1992, which motion prevailed.

House Bill No. 1215 -- Insurance, Health, Accident -- Requires small employer group insurance carrier to offer coverage under basic or standard plan to all eligible employees of small employer and their dependents. Amends TCA, Title 56.

Rep. McDaniel moved that House Bill No. 1215 be passed on third and final consideration.

Rep. McDaniel moved that House Bill No. 1215 be reset one week to the Calendar for Wednesday, April 14, 1993, which motion prevailed.

***House Bill No. 0116 -- Consumer Protection --** Reenacts and amends Public Acts 81 and 84 of 1991 relative to prize or gift promotional offers made in connection with time share project. Amends TCA 66-32-133.

Rep. Bragg moved that House Bill No. 116 be passed on third and final consideration.

Rep. Clark moved adoption of Consumer and Employees Affairs Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 116 by deleting Section 1 in its entirety and substituting the following:

Section 1. Tennessee Code Annotated, Section 66-32-133, is amended by adding the following to the end of subsection (13):

, and a qualified recipient shall be allowed to choose

either the gift or prize or cash in an amount equal to the cost of the gift or prize only if the gift or prize is not delivered to a qualified recipient within seventy-two (72) hours of the time the recipient would have been entitled to the gift or prize.

On motion, Amendment No. 1 was adopted.

Rep. Bragg moved that House Bill No. 116, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

House Bill No. 1539 -- Consumer Protection -- Requires stringent disclosure to recipients of prizes, promotional gifts and awards. Amends TCA, Title 47, Ch. 18, Pt. 1.

On motion, House Bill No. 1539 was made to conform with Senate Bill No. 641; the Senate Bill was substituted for the House Bill.

Rep. Bragg moved that Senate Bill No. 641 be passed on third and final consideration.

On motion, Rep. Clark withdrew Consumer and Employee Affairs Amendment No. 1.

Rep. Bragg moved that Senate Bill No. 641 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman, Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

House Bill No. 0530 -- Insurance, Life -- Requires 9 percent interest be paid on proceeds of life insurance policies and annuity or endowment contracts from date of death or maturity to date of payment. Amends TCA, Title 56, Ch. 7, Pt. 3.

Rep. Stamps moved that House Bill No. 530 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1, seconded by Rep. Stamps, as follows:

Amendment No. 1

Amend House Bill No. 530 by deleting from Section 1 of the printed bill the amendatory language in its entirety and by substituting therefor the following:

Section _____. An insurer of a life insurance policy or annuity issued for delivery in Tennessee, with respect to a claim for benefits by reason of the death of the insured or annuitant, shall pay interest from the date the insurer has received information enabling it to determine its liability for the claim to the date of payment of the claim. The rate of interest payable shall not be less than the interest currently paid by the insurer with respect to proceeds left on deposit.

On motion, Amendment No. 1 was adopted.

Rep. Stamps moved that House Bill No. 530, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.	92
Noes.	0
Present and not voting.	2

Representatives voting aye were: Allen, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

Representatives present and not voting were: Fisher, Miller -- 2.

A motion to reconsider was tabled.

***House Joint Resolution No. 0081 -- Memorials, Government Officials -- Requests department of education to develop and implement, on a voluntary basis, firearm safety curriculum for grades K-12.**

Rep. Wood moved that House Joint Resolution No. 81 be adopted, which motion prevailed.

A motion to reconsider was tabled.

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

***House Bill No. 1166 -- Medicare and Medicaid -- Adds certified pediatric nurse practitioners and certified family nurse practitioners as required by federal law to kinds of medical services eligible for reimbursement under medicaid program. Amends TCA 71-5-107.**

On motion, House Bill No. 1166 was made to conform with Senate Bill No. 882; the Senate Bill was substituted for the House Bill.

Rep. Herron moved that Senate Bill No. 882 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

A motion to reconsider was tabled.

House Joint Resolution No. 0093 -- Naming and Designating -- "Employee Assistance Program Awareness Month," March 1993.

Rep. West moved that House Joint Resolution No. 93 be adopted.

Rep. West moved adoption of Consumer and Employees Affairs Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 93 by deleting the word "March" in the caption and by substituting instead the word "April".

FURTHER AMEND by deleting the word "March" in the resolving clause and by substituting instead the word "April".

On motion, Amendment No. 1 was adopted.

Rep. West moved that House Joint Resolution No. 93, as amended, be adopted, which motion prevailed.

A motion to reconsider was tabled.

House Bill No. 1342 -- Education -- Revises requirements for placing students in alternative schools and for teachers of alternative schools. Amends TCA 49-6-3402.

Further consideration of House Bill No. 1342, previously considered on April 1, 1993, at which time it was reset to the Calendar for April 7, 1993.

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Rep. Pinion moved that House Bill No. 1342 be passed on third and final consideration.

Rep. Callicott moved that Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Williams (Williamson) moved to adopt Amendment No. 2 as follows:

Amendment No. 2

Amend House Bill No. 1342 by deleting from Section 1 of the printed bill the first paragraph of the amendatory language in its entirety and by substituting instead the following new language:

() Only a local education agency shall have the authority to initiate the placement of a student in an alternative school. In no instance shall a juvenile court petition or court order be required for placement in an alternative school, but the superintendent of schools may request the issuance of a juvenile court petition or court order.

On motion, Amendment No. 2 was adopted.

Rep. Pinion moved that House Bill No. 1342, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	90
Noes.	3

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Miras, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Venable, Walley, West, Westmoreland, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 90.

Representatives voting no were: Brown, DeBerry, Turner (Shelby) -- 3.

A motion to reconsider was tabled.

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House Bill No. 1020 -- Handicapped Persons -- Enables certain disabled persons who own business enterprises to qualify for state purchasing set aside programs. Amends TCA 4-26-102, 12-3-802, 39-14-137, 49-8-114, 54-1-124.

Further consideration of House Bill No. 1020, previously considered on March 29 and April 5, 1993, at which time it was reset to the Calendar for April 7, 1993.

Rep. Odom moved that House Bill No. 1020 be reset one week to the Calendar for Thursday, April 14, 1993, which motion prevailed.

House Bill No. 0755 -- Divorce and Annulment -- Permits modification of rehabilitative alimony award upon showing of substantial and material change of circumstances. Amends TCA 36-5-101.

Further consideration of House Bill No. 755, previously considered on April 5, 1993, at which time it was reset to the Calendar for April 7, 1993.

The Speaker announced that House Bill No. 755 was reset to the Calendar for Monday, April 12, 1993.

***House Bill No. 1100 -- Wildlife Resources Commission --** Authorizes wildlife resources commission to establish permit requirement for spraying herbicides on waters of state. Amends TCA, Titles 69, 70.

Further consideration of House Bill No. 1100, previously considered on April 5, 1993, at which time it was reset to the Calendar for April 7, 1993.

The Speaker announced that House Bill No. 1100 was reset to the Calendar for Wednesday, April 14, 1993.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 0034 -- Home Improvement Contractors --** Makes provisions of Home Improvement Licensing Act applicable only in four largest counties; provides for refund of fees paid in other counties; exempts certain church sanctuaries from Contractors Licensing Act of 1976. Amends TCA 62-6-103; Title 62, Ch. 37.

Senate Amendment No. 4

Amend House Bill No. 34 by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section

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62-6-103, is amended by designating the existing language of subsection (a)(2)(A) as (a)(2)(A)(i) and by adding the following to be designated as (a)(2)(A)(ii):

(ii) Notwithstanding the provisions of subdivision (a)(1), any church that owns property and undertakes not more than three thousand (3,000) square feet of either new construction or an addition to an existing structure is exempt from the requirements of this chapter.

Section 2. Tennessee Code Annotated, Section 62-37-126, is amended by adding the following new subsection (c):

(c) Notwithstanding the provisions of subsection (b) to the contrary, any county may, by a two-thirds (2/3) majority vote of its legislative body, elect to make the provisions of this chapter applicable in such county. Any county electing to come within the provisions of this chapter shall so notify the home improvement commission.

Section 3. Tennessee Code Annotated, Section 62-37-103(7)(B)(ii), is amended by deleting the words, figures and symbols "five hundred dollars (\$500)" and by substituting instead the words, figures and symbols "three thousand dollars (\$3,000)".

Section 4.

(a) Tennessee Code Annotated, Section 62-37-106, is amended by deleting subsection (a).

(b) Tennessee Code Annotated, Section 62-37-106(b), is amended by adding the following sentence:

The annual license fee shall not exceed one hundred dollars (\$100).

Section 5. Tennessee Code Annotated, Section 62-37-108, is amended by deleting subsections (c) and (d) in their entirety.

Section 6. Tennessee Code Annotated, Section 62-37-109, is amended by deleting subsection (c) in its entirety.

Section 7. Tennessee Code Annotated, Section 62-37-111(a), is amended by deleting subdivision (3) in its entirety.

Section 8. If any provision of this act or the application thereof to any person or circumstance is held

invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 9. This act shall take effect upon becoming a law, the public welfare requiring it.

Senate Amendment No. 6

Amend House Bill No. 34 by deleting the effective date section in its entirety and by substituting instead the following section to be appropriately numbered:

Section ____ This act shall take effect July 1, 1993, the public welfare requiring it.

Rep. Buck moved that the House concur in Senate Amendment(s) No(s). 4 and 6 to House Bill No. 34, which motion prevailed by the following vote:

Ayes.	83
Noes.	8
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Fisher, Fowlkes, Givens, Gunnels, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Kent, Kernell, Knight, Lewis, Love, McDaniel, McKee, Meyer, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Severance, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 83.

Representatives voting no were: Arriola, Haley, Jones U (Shelby), Joyce, Miller, Shirley Turner (Shelby), West -- 8.

Representatives present and not voting were: Liles -- 1.

A motion to reconsider was tabled.

BILL RETURN REQUESTED

Pursuant to Rule No. 54, Rep. Purcell moved that the Clerk request the return of House Bill No. 638 from the Senate, which motion prevailed.

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MESSAGE CALENDAR, CONTINUED

HOUSE ACTION ON SENATE MESSAGE

***Senate Bill No. 0374 -- Motor Vehicles, Titling and Registration --** Requires agencies to document request for information about motor vehicle records. Amends TCA, Title 55, Ch. 2.

CONFERENCE COMMITTEE APPOINTED
ON SENATE BILL NO. 374

Pursuant to Rule No. 73, Representative Peroulas Draper moved that the Speaker appoint a Committee of the House to meet with a like Committee of the Senate to resolve the differences between the two bodies on Senate Bill No. 374, which motion prevailed.

The Speaker appointed Representatives Kisber, Peroulas Draper and Kent as the House members of the Conference Committee on Senate Bill No. 374.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 0641 -- Energy -- Updates Energy Conservation Code to include Model Energy Code, 1992 edition. Amends TCA, Title 13, Ch. 19.

Senate Amendment No. 1

Amend House Bill No. 641 by deleting Section 4 of the printed bill in its entirety and by substituting instead the following new section:

SECTION 4. This act shall take effect January 1, 1994, the public welfare requiring it.

Rep. Purcell moved that the House concur in Senate Amendment(s) No(s). 1 to House Bill No. 641, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks,

Ritchie, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

House Bill No. 0686 -- Courts -- Establishes uniform procedure for reimbursement of expenses of judges in accordance with policies promulgated by supreme court. Amends TCA 8-26-101, 16-3-601, 17-2-111, 17-3-103, 105, 17-4-108, 17-5-205, 23-1-101.

Senate Amendment No. 2

AMEND House Bill No. 686 by adding the following new section between Section 9 and Section 10 and renumbering Section 10 accordingly:

SECTION 10. Tennessee Code Annotated, Section 16-3-803 is amended by adding a new section as follows:

(1) The director of the administrative office of the courts shall: (1) file a copy of the supreme court's policies and guidelines governing the reimbursement of expenses for judicial officers with the judiciary committees and the finance, ways and means committees of the Senate and the House of Representatives, the Fiscal Review Committee, the Comptroller of the Treasury, and the Commissioner of Finance and Administration and (2) respond in a timely manner to any appropriate request by these committees or officials for information concerning reimbursements made pursuant to the policies and guidelines.

Rep. Hargrove moved that the House concur in Senate Amendment(s) No(s). 2 to House Bill No. 686, which motion prevailed by the following vote:

Ayes.	84
Noes.	10

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McAfee, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks,

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Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Wix, Wood, Mr. Speaker Naifeh -- 84.

Representatives voting no were: Allen, Chiles, Gunnels, Haun, McDaniel, Peroulas, Draper, Ritchie, Williams (Union), Windle, Winningham -- 10.

A motion to reconsider was tabled.

MESSAGE FROM SENATE

April 7, 1993

MR. SPEAKER: I am directed by the Senate to return House Bill No. 403, for further consideration.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

UNFINISHED BUSINESS

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Thursday, April 8, 1993:

Senate Bill No. 7: Rep. Anderson.

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Wednesday, April 14, 1993:

House Bill No. 403: Rep. Crain.

RULES SUSPENDED

Rep. Wood moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 155 out of order, which motion prevailed.

Senate Joint Resolution No. 0155 -- Memorials, Public Service -- Union Planters National Bank, Employee volunteer program IMPACT.

On motion, the rules were suspended for the immediate concurrence in the resolution.

On motion of Rep. Wood, the resolution was concurred in.

A motion to reconsider was tabled.

MOTION

Rep. Herron moved that House Bill No. 1599, held on the Clerk's desk, be placed on the Regular Calendar for Thursday, April 8, 1993, which motion prevailed.

RULES SUSPENDED

Rep. Hillis moved to suspend Rule No. 80(1), relative to the time for placing bills on notice in Committee, so that bills reported out of Conservation and Environment subcommittees could be heard by the Conservation and Environment Committee on Wednesday, April 14, 1993, which motion prevailed.

DELAYED BILLS REFERRED

Pursuant to Rule No. 77, having been prefiled for introduction, House Bill(s) No(s). 1640, was/were referred to the Delayed Bills Committee.

*House Bill No. 1640 -- Highway Signs -- Historic Rugby. by *Windle.

SPONSORS ADDED

Under Rule No. 43, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 93: Rep(s). Chumney as prime sponsor(s).

House Bill No. 354: Rep(s). Cole (Carter) and Whitson as prime sponsor(s).

House Bill No. 635: Rep(s). West as prime sponsor(s).

House Bill No. 1084: Rep(s). Givens and Haun as prime sponsor(s).

House Bill No. 1153: Rep(s). Odom as prime sponsor(s).

House Bill No. 1166: Rep(s). Walley as prime sponsor(s).

House Bill No. 1289: Rep(s). Callicott, Dixon, Joyce, Walley, McDaniel and Williams (Williamson) as prime sponsor(s).

House Bill No. 1342: Rep(s). Moore as prime sponsor(s).

House Bill No. 1419: Rep(s). Rigsby as prime sponsor(s).

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House Bill No. 1499: Rep(s). Pruitt and West as prime sponsor(s).

House Bill No. 1532: Rep(s). Joyce as prime sponsor(s).

House Bill No. 1533: Rep(s). Joyce as prime sponsor(s).

REQUEST TO BE ADDED AS SPONSOR

The following member(s) requested to add their name(s) as sponsor(s) as indicated below, the prime sponsor having agreed to such addition. Sponsorship was not granted since request was made after passage/adoption of said bill/resolution:

House Bill No. 1166: Rep(s). McDaniel.

SPONSORS REMOVED

On motion, Rep(s). Ritchie was/were removed as sponsor(s) of House Bill No. 929.

MESSAGE FROM THE SENATE

April 7, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1618, 1622, 1624, 1625, 1626 and 1628; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENGROSSED BILLS

April 7, 1993

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 472 and 531; also, House Joint Resolution(s) No(s). 67, 163, 164, 165, 166 and 169.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

April 7, 1993

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bills(s) No(s). 1618, 1622, 1624, 1625, 1626 and 1628.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

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SIGNED
April 7, 1993

The Speaker announced that he had signed the following: House Bill(s) No(s). 1618, 1622, 1624, 1625, 1626 and 1628.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 7, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 648; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
April 7, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 649; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
April 7, 1993

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 149, 151, 153, 154 and 155; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENGROSSED BILLS
April 7, 1993

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 116, 530 and 1342; also, House Joint Resolution(s) No(s). 81 and 93.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
April 7, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 100, 105, 229, 381, 497, 596, 664, 783, 887, 891,

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1172, 1185, 1238, 1268 and 1466; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

April 7, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 404, 523, 542, 647, 771, 791, 1435 and 1601; also, House Joint Resolution(s) No(s). 167; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

April 7, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1618, 1622, 1624, 1625, 1626 and 1628; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

April 7, 1993

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 1101, 1105, 1145 and 1365; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

April 7, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 117, 118, 119, 120 and 146; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE

April 7, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 43, 175, 327, 661, 775 and 1088; passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

*Senate Bill No. 0043 -- Criminal Offenses -- Redefines first degree murder to make the killing of a child by aggravated child

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abuse a capital offense. Amends TCA, Title 39, Ch. 13, Pt. 2. by *Koella, *Patten, *Person, *Gilbert, *Holcomb, *Rice.

*Senate Bill No. 0175 -- Sentencing -- Prohibits parole eligibility review board from reviewing sentence of habitual offender whose triggering offense was violent. Amends TCA, Title 40, Ch. 35, Pt. 6. by *Cohen, Albright.

*Senate Bill No. 0327 -- County Officers -- Increases fees charged by county register; removes exemption from filing fees on documents filed by local development authority for mental health facilities. Amends TCA 4-31-707, 8-21-1001, 48-11-303, 48-51-303, 61-2-206, 68-102-125. by *Springer.

*Senate Bill No. 0661 -- Sentencing -- Increases penalty for fraudulently obtaining benefits or payments for medical assistance under medicaid program from Class E to Class C felony. Amends TCA, Titles 38, 39, 71. by *Hamilton.

Senate Bill No. 0775 -- Hospitals and Health Care Facilities -- Enacts "Tennessee Hospital Cooperation Act". Amends TCA, Title 68, Ch. 11. by *Springer.

*Senate Bill No. 1088 -- Fees -- Authorizes fee for cost of collecting unpaid court costs or litigation taxes. Amends TCA, Title 20, Ch. 12; Title 40, Ch. 24. by *Haynes.

MESSAGE FROM THE SENATE

April 7, 1993

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 135, 138, 139, 140 and 141; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 0135 -- Memorials, Sports -- Jeff Norman, "Mr. Football". by *Cooper.

Senate Joint Resolution No. 0138 -- Memorials, Sports -- Christian Brothers University men's basketball team. by *Cohen.

Senate Joint Resolution No. 0139 -- Memorials, Death -- Sam Belote. by *Wright, Haynes, Rochelle.

Senate Joint Resolution No. 0140 -- Memorials, Personal Occasion -- Oscar and Sue Nell Green, 75th wedding anniversary. by *Springer.

Senate Joint Resolution No. 0141 -- Memorials, Personal Occasion -- Dr. and Mrs. James T. Jackson, 50th wedding anniversary. by *Springer.

ENROLLED BILLS
April 7, 1993

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 149, 151, 153, 154 and 155.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

CONSENT CALENDAR
April 7, 1993

The following local bills have been placed on the Consent Calendar for Monday, April 12, 1993: House Bill No. 1608 and 1630.

ROLL CALL

The roll call was taken with the following results:

Present 94

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Coffey, Cole (Carter), Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Herron, Hillis, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

On motion of Rep. Purcell, the House recessed until 8:30, Thursday, April 8, 1993.